

# **EXHIBIT 6**



North Carolina General Assembly  
House Of Representatives

REPRESENTATIVE BOBBIE RICHARDSON  
HOUSE DEMOCRATIC WHIP  
7TH DISTRICT

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ALCOHOLIC BEVERAGE CONTROL  
APPROPRIATIONS  
APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE  
AND NATURAL & ECONOMIC RESOURCES  
ELECTIONS AND ETHICS LAW  
JUDICIARY IV  
TRANSPORTATION

June 8, 2017

Mr. James R. Kelliher  
OPUS 0830958  
PO Box 600  
Nashville, Nc 27856

Dear Mr. Kelliher,

My office has requested information from the NC Department of Public Safety on proper procedures for the offering of communion in prison, as well as your specific request for the review of your past experience receiving communion from your pastor, the Rev. Tod Rappe. Below are the questions I asked NCDPS and the response.

1) **Is alcohol allowed in prison for communion?**

*A: Yes, wine for Sacramental use, in limited quantities (no more than 3 ounces in a plastic container) is authorized and may be used by an ordained Priest during a scheduled religious service and must be approved by the facility head. It is recommended that communion by "intinction" (dipping bread in the wine) be used for this sacrament. The Priest must consume any remaining sacramental wine at the conclusion of the service. This practice may be terminated if significant problems are generated which threaten institutional safety and security.*

2) **What is the policy of DPS on religious practices in the prisons?**

*A: NCDPS-Prison policy allows for communion to be served in scheduled corporate worship services by an approved chaplain or religious volunteer, who is supervised by a chaplain, designated staff member or officer.*

3) **Can you look into whether the other prisons allowed individual communion by the Rev. Rappe for Mr. Kelliher?**

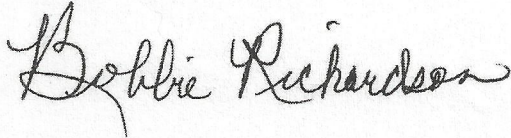


*A: NCDPS-Prison policy allows for communion to be served in scheduled corporate worship services by an approved chaplain or religious volunteer, who is supervised by a chaplain, designated staff member or officer. Per Chaplain Brown's inquiry, the facilities where Inmate Kelliher had been located, all stated they did not allow Rev. Rappe to give communion to the inmate during visitation. It was later discovered that while at Pender Correctional Institution, a Temporary Chaplain did allow Rev. Rappe to give communion to Inmate Kelliher during visitation. The number of times communion was given is not known. This action was not in compliance with NCDPS Visitation or Religious Policy. The Temporary Chaplain was advised this action was not in compliance with policy. The chaplain was advised this action should not have occurred. Per Chaplain Brown, no other facilities allowed communion to be taken individually during visitation.*

It appears from the responses that even if you were allowed communion from Rev. Rappe in the past, this is not consistent with Department of Corrections procedure.

If my office can be of further assistance, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "Bobbie Richardson". The signature is written in dark ink and is positioned below the word "Sincerely,".

Rep. Bobbie Richardson



**From:** jkell40102 <jkell40102@aol.com>  
**To:** hkelli1234 <hkelli1234@aol.com>  
**Subject:** Fwd: Rev. Rappe Prison Inquire  
**Date:** Thu, Mar 30, 2017 4:18 pm

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—Original Message—

**From:** Pastor Rappe <[orlc\\_pastor@ncrrbiz.com](mailto:orlc_pastor@ncrrbiz.com)>  
**To:** jkell40102 <jkell40102@aol.com>  
**Sent:** Thu, Mar 30, 2017 11:41 am  
**Subject:** FW: Rev. Rappe Prison Inquire

I just got this reply this morning. I assured Chaplain Brown that her "fact findings" were wrong.

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**From:** Anna Meadows (Rep. Bobbie Richardson) [<mailto:Richardsonla@ncleg.net>]  
**Sent:** Thursday, March 30, 2017 9:53 AM  
**To:** [orlc\\_pastor@ncrrbiz.com](mailto:orlc_pastor@ncrrbiz.com)  
**Cc:** Rep. Bobbie Richardson  
**Subject:** FW: Rev. Rappe Prison Inquire

Rev. Rappe,

Below is the response to your inquiry from Chaplain Betty Brown at Nash Correctional. Please let Rep. Richardson's office know if you have any additional questions or concerns.

Anna Meadows

Legislative Assistant

*Rep. Bobbie Richardson*

District 7 (portions of Nash & Franklin Counties)

919-715-3032

1217 Legislative Building

[Bobbie.richardson@ncleg.net](mailto:Bobbie.richardson@ncleg.net)

From Chaplain Brown:

Rep. Richardson I have researched Rev. Rappe statement regarding giving the Lord's Supper in our prisons. I have communicated with various prisons in which inmate James Kelliher was housed and it was advised to me directly that it did not take place. The prison facilities provide corporate Christian Communion (Lord's Supper) services. Inmate James Kelliher may participate in Christian Communion at the facility when offered.

Rev. Rappe also stated that he been told that Nash CI allows Roman Catholic priest to come and celebrate Mass. Yes, this is true and it is done in a corporate setting as well and not visitation.

As the Chaplaincy Services Director, it has always been the practice, that the celebratory rituals are to done in a corporate setting (fellowship one with the other). Nash CI is correct in advising Rev. Rappe that personal rituals are not allowed during visitation or pastoral visits. If you would like for me to call Rev. Rappe, I would be more than happy to assist.

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